

COMBINED DECLARATION & POWER OF ATTORNEY - U.S.A Application

As a below named inventor, I hereby declare that:

My residence post office address and citizenship are as stated below next to my name.

I believe I am the original first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **TRANSDERMAL BOTULINUM TOXIN COMPOSITIONS**, the specification of which

(check one) ☒ is attached hereto
 ☐ was filed on
 as US Application Serial Number or PCT International Application Number
 and was amended on ____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in 37 CFR 1.56. I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

NONE

Prior Foreign Application(s)			Priority Not Claimed
			<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

NONE

_____ (Application Number)	_____ (Filing Date)
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I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT International application designation the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.



NONE

_____ (Application Number)	_____ (Filing Date)	_____ (Status -patented, pending, abandoned)
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I hereby appoint **STEPHEN DONOVAN**, Registration No. 33,433 (to whom all communications are to be directed), at **Allergan, Inc. (T2-7H), 2525 Dupont Drive, Irvine, CA. 92612**, telephone number (714) 246-4026, facsimile number (714) 246-4249, and the below-named persons (of the same address) individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, with full power to appoint associate attorneys:

<u>Name</u>	<u>Registrati n No.</u>
Martin A. Voet	25,208
Robert J. Baran	25,806
Carlos A. Fisher	36,510

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF INVENTOR:			
First Name: STEPHEN	Initial	Last Name DONOVAN	
RESIDENCE & CITIZENSHIP			
City CAPISTRANO BEACH	State or Foreign Country CALIFORNIA	Country of Citizenship CANADA	
POST OFFICE ADDRESS			
Post Office Address 27252 Calle Anejo	City Capistrano Beach	State or Country California	Zip Code 92624
SIGNATURE OF INVENTOR 		DATE: 	

FULL NAME OF INVENTOR:			
First Name:	Initial	Last Name	
RESIDENCE & CITIZENSHIP			
City	State or Foreign Country	Country of Citizenship	
POST OFFICE ADDRESS			
Post Office Address	City	State or Country	Zip Code
SIGNATURE OF INVENTOR		DATE:	

REC

07-25-2002

Docket No. 17510(BOT)

SHEET



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LEGAL/PATENTS



TO: THE COMMISSIONER OF PATENTS AND TRADEMARKS

Please record the attached original document(s) or copy(ies):

1. Submission Type:

☒ NEW

7-11-02

☐ Correction of PTO error (Reel /frame)☐ Corrective Document (Reel /frame)

2. Conveyance Type:

☒ Assignment☐ License☐ Merger☐ Security Agreement☐ Change of Name☐ Other: _____

3.

CONVEYING PARTIES	
Names of Conveying Parties	Date of Conveyance
1. STEPHEN DONOVAN	July 11, 2002
2.	
3.	
4.	

☐ Additional Conveying Parties Attached.

4.

07/25/2002 TDI A21 00000035 010885 10194805
01 FC:561 40.00 CH

RECEIVING PARTIES

Names of Receiving Parties

Name: Allergan, Inc.

Address 1: 2525 Dupont Drive

Address 2: Irvine, CA 92612

☐ Additional Receiving Parties Attached.5. ☐ If document is an assignment and the Receiving Party is not domiciled in the United States, an appointment of a Domestic Representative is attached.

6.

DOMESTIC REPRESENTATIVE NAME AND ADDRESS	
Name:	
Address 1:	
Address 2:	

16879 U.S. PTO
10/194805
07/11/02

7.

CORRESPONDENCE NAME AND ADDRESS	
Name: Stephen Donovan (T2-7H)	
Address 1: Allergan, Inc.	
Address 2: 2525 Dupont Drive, Irvine, CA 92612	
Telephone 714-246-4026 and Fax 714-246-4249	

8. Total Number of pages of the conveying document, including attachments: 2 pages

9.

APPLICATION NUMBER OR PATENT NUMBER (either; not both for same property)	
Application Number	Patent Number
Application Number	Patent Number

10. If this document is being filed with a NEW patent application, enter the Docket No., Title of the Invention, and date of execution of the Assignment by the first inventor:

Title of Patent Application: TRANSDERMAL BOTULINUM TOXIN COMPOSITIONS
Docket No.: 17510 (BOT)
Date of Execution by First Inventor: July 11, 2002

11. Total Number of Properties Involved: 1

12. The fee amount (37 CFR §3.41) of \$ 40.00

☒ may be debited from our Deposit Account No. 01-0885.
☐ is enclosed as check no. _____.

13. ☒ The Commissioner is authorized to deduct any additional fee amounts due in connection with the filing of this document from Deposit Account No. 01-0885.

To the best of my information and belief, all statements made herein are true, and any attached copy is a true copy of the original document.

Respectfully submitted,

SIGNATURE Stephen Donovan Date: 7/11/02
TYPED or PRINTED NAME: STEPHEN DONOVAN, ESQ. REGISTRATION NO. 33,433

CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. § 1.10

I hereby certify that this Assignment and the additional documents enclosed herein are being deposited with the United States Postal Service on this date July 11, 2002 in an envelope as "Express Mail Post Office to Addressee" Mailing Label number EL897834470US addressed to Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: July 11, 2002 Susan Bartholomew
Name of person mailing paper

Susan Bartholomew
Signature of person mailing documents

SEP 30 2002

ASSIGNMENT

LEGAL/PATENTS

WHEREAS I, **STEPHEN DONOVAN**, of **ORANGE COUNTY, CALIFORNIA** (hereinafter referred to as **ASSIGNOR**), have invented and own a certain invention entitled **TRANSDERMAL BOTULINUM TOXIN COMPOSITIONS**, for which application for Letters Patent of the United States was executed by me herein.

WHEREAS, **Allergan, Inc.**, having its principal place of business at 2525 Dupont Drive, Irvine, CA 92612 (hereinafter referred to as **ASSIGNEE**), is desirous of acquiring the entire interest in, to and under said invention and in, to and under Letters Patent or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that in consideration of the payment by **ASSIGNEE** TO **ASSIGNOR** of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, **ASSIGNOR** hereby sells, assigns and transfers to **ASSIGNEE** the full and exclusive right, title and interest to said invention in the United States and its territorial possessions and in all foreign countries to all Letters Patent or similar legal protection in the United States and its territorial possessions and in any and all foreign countries to be obtained for said invention by said application or any continuation, divisional, renewal, substitute or reissue thereof or any legal equivalent thereof in a foreign country for the full term or terms for which the same may be granted.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment and sale;

ASSIGNOR further covenants that **ASSIGNEE** will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents in foreign countries as may be known and accessible to **ASSIGNOR** and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to **ASSIGNEE** or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalent thereof in any foreign country which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, I/We have hereunto set hand and seal this

July 11, 2002.

Stephen Donovan
STEPHEN DONOVAN

State of CALIFORNIA)
) ss:
County of ORANGE)

On JULY 11, 2002 before me, MARY LOU MCNOWN, Notary Public, personally appeared STEPHEN DONOVAN, personally known to me ~~(or proved to me on the basis of satisfactory evidence)~~ to be the person whose name is subscribed to the within instrument and acknowledged to me that ~~he~~ she executed the same in ~~his~~ her authorized capacity, and that by ~~his~~ her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



Mary Lou McNown
Notary Public